CLERK'S OFFICE U.S. DIST. COURT AT ROANOKE, VA FILED

## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

APR 2 5 2011

JULIA C. DUDLEY, CLERI BY: () ()

OPHELIA DE'LONTA, Plaintiff,

Civil Action No. 7:11-ev-00136

v.

**ORDER** 

GENE JOHNSON, <u>et al.</u>, Defendants. By: Hon, James C. Turk

Senior United States District Judge

In accordance with the memorandum opinion entered this day, it is hereby

## **ORDERED**

that plaintiff's motion for leave to proceed <u>in forma pauperis</u> is **DENIED**; the complaint is **DISMISSED without prejudice**; all pending motions are **DENIED** as moot; and the action is **STRICKEN** from the active docket of the court. Plaintiff may refile her claims in a new and separate action at the time she can pay the \$350 filing fee or file the necessary documents to proceed <u>in forma pauperis</u>.

The Clerk is directed to send a copy of this order to plaintiff.

ENTER: This 25th day of April, 2011.

Senior United States District Judge